



**JUSTICE COMMITTEE AGENDA
Government Center, Room 400**

Tuesday, July 7, 2009

4:30 p.m.

1. Roll Call
2. Chairman's Approval of Minutes – June 2, 2009
May 19, 2009 Stand-up
3. Appearance by Members of the Public
4. Departmental Matters:
 - A. Amy Davis, Public Defender
 - 1) Items to be Presented for Information:
 - a) Monthly Caseload Report, May 2009 1-3
 - b) General Report
 - c) Other
 - B. Judy Renner, Director, Children's Advocacy Center
 - 1) Items to be Presented for Information:
 - a) Children's Advocacy Center Funding Issues 4-6
 - b) Monthly Statistical Report 7
 - c) CASA Report 8
 - d) General Report
 - e) Other

- C. Don Everhart, McLean County Circuit Clerk
- 1) Items to be Presented for Action:
 - a) Request Approval of an ATM Machine Agreement by and between County of McLean and Bloomington Municipal Credit Union 9-12
 - 2) Items to be Presented for Information:
 - a) Statistical Reports, May 2009 13-20
 - b) General Report
 - c) Other
- D. Lori McCormick, Director, Court Services
- 1) Items to be Presented for Information:
 - a) Court Services Adult/Juvenile Division Statistics, May 2009 21-22
 - b) Juvenile Detention Center – McLean County Statistics, 2009 23-24
 - c) Juvenile Detention Center – Out of County Statistics, 2009 25-26
 - d) General Report
 - e) Other
- E. Cindy Brand, Jury Commission
- 1) Items to be Presented for Information:
 - a) Quarterly Report 27-29
 - b) General Report
 - c) Other
- F. Mike Emery, McLean County Sheriff
- 1) Items to be Presented for Action:
 - a) Request Approval of the ATM Machine Agreement by and between the County of McLean and Bloomington Municipal Credit Union 30-32
 - 2) Items to be Presented for Information:
 - a) McLean County Detention Facility Population Report, June 2009 33-34
 - b) General Report
 - c) Other
- G. Beth C. Kimmerling, McLean County Coroner
- 1) Items to be Presented for Action:
 - a) Request Approval of an Emergency Appropriation Ordinance Amending the McLean County Fiscal Year 2009 Combined Annual Appropriation and Budget Ordinance, General Fund 0001, Coroner's Office 0031 35-36

- 2) Items to be Presented for Information:
 - a) Monthly Report, May 2009 37
 - b) General Report
 - c) Other

- H. Bill Yoder, McLean County State's Attorney
 - 1) Items to be Presented for Information:
 - a) Monthly Caseload Report 38
 - b) Asset Forfeiture Fund Report 39
 - c) General Report
 - d) Other

- 5. Other Business and Communication

- 6. Recommend payment of Bills and Transfers, if any, to the County Board

- 7. Adjournment

July 7, 2009

McLean County Board
Justice and Public Safety Committee
Bloomington, IL 61701

Re: Monthly Caseload - MONTH ENDING May 31, 2009

Dear Committee Members:

Pursuant to statute, I am forwarding this report to your attention and I am causing a copy to be filed with the Circuit Clerk's office of McLean County.

During the above-mentioned time period, in the discharge of our duties to indigent persons in McLean County we have been assigned the following new cases in the area set forth. The activities in which we are involved differ in no substantial manner from those which have earlier been reported.

CASE TYPES	MONTHLY TOTALS 2008	MONTHLY TOTALS 2009	YTD TOTALS 2008	YTD TOTALS 2009	% CHANGE YTD
FELONIES	76	58	450	370	<18%>
MISDEMEANORS	107	110	562	552	<2%>
DUI	27	26	128	148	16%
TRAFFIC	43	59	240	377	57%
JUVENILE	22	17	103	63	<39%>
(DELINQUENT)	14	11	54	27	<50%>
(ABUSE/NEGLECT)	8	6	49	34	<31%>
MENTAL HEALTH CASES	2	6	26	29	12%
Involuntary Commitment	2	6	26	29	12%
Medication Compliance Orders	0	0	0	0	0%
POST-CONVICTION & SVPCA CASES	0	1	1	5	400%
TOTAL	277	277	1510	1544	2%

Following are the caseload assignments to each of the full-time and contract attorneys for the reporting month of: **MONTH ENDING May 31, 2009**

CASE TYPE	PUBLIC DEFENDER ATTORNEYS	NEW MONTHLY TOTALS	YTD TOTALS	NEW PTR/REVIEW TOTALS
F	RON LEWIS	8	42	5
F	JAMES TUSEK	5	39	5
F	CARLA HARVEY	7	42	7
F	BRIAN MCELLOWNEY	7	37	2
F	JOHN WRIGHT-C	2	27	NA
F	TERRY DODDS-C	3	27	NA
F	DAVID RUMLEY-C	3	29	NA
F	KELLY HARMS	13	106	7
F	JOHN BUSSAN	8	13	NA
F	JENNIFER LOCKE	0	3	1
CM	JENNIFER LOCKE	55	274	1
F	AMY RUPPER	0	0	0
CM	AMY RUPPER	55	278	4
DUI	BARBARA BAILEY	13	66	0
TR	BARBARA BAILEY	29	181	0
DUI	RACHELLE ROTH	13	82	0
TR	RACHELLE ROTH	30	194	0
F	ART FELDMAN	0	3	0
JD	ART FELDMAN	11	27	5
JA	ROB KEIR	4	26	NA
JA	MATTHEW KOETTERS	6	29	NA
JA	ALAN NOVICK-C	1	6	NA
PC/SVP	KEITH DAVIS-C	1	5	NA
PVT	PRIVATE COUNSEL-CF	11	67	0
PVT	PRIVATE COUNSEL-CM	10	52	0
PVT	PVT COUNSEL-DUI/TR	6	35	0
W/D	WITHDRAWN-CF	0	2	0
W/D	WITHDRAWN-CM	4	19	0
W/D	WITHDRAWN-DUI/TR	1	5	0

PTR= Petition to Revoke Probation
 F = Felony
 J = Juvenile
 O = Other
 P.C.=Post Conviction Remedy Cases

C= Contract Attorney (6-7 Cases per Month)
 DUI= DUI
 TR= Traffic
 M= Misdemeanor

May 2009 DISPOSITIONS

DISPOSITION	FELONY	MISDEMEANOR	TRAFFIC / DUI
PLEA / ORIGINAL OFFER	39	61	22
PLEA / LESSER	8	4	0
BENCH TRIAL / WIN	0	0	0
BENCH TRIAL / LOSS	0	3	0
JURY TRIAL / WIN	0	0	0
JURY TRIAL / LOSS	0	0	0
DISMISSED / UPFRONT	6	9	1
DISMISSED / TRIAL	3	7	4
KNOCKDOWN	0	0	0
DISMISSED PER PLEA	5	7	4
PRIVATE COUNSEL	11	10	6
PLEA / BLIND	6	0	1
REFILED AS FELONY	0	0	0
WITHDRAWN	0	4	1
DIRECTED VERDICT	0	0	0
P.D. DENIED/NOT RECOMMENDED	1	2	2



McLean County Child Protection Network

200 W. Front St., Suite 500B

Bloomington, Illinois 61701

Phone: 309-888-5656

Fax 309-888-4969

Children's Advocacy Center
with satellite offices in
Livingston and DeWitt Counties
CASA of McLean County
and Livingston County

June 30, 2009

Dr. Kathy Widerborg
Chairperson
Tim Braida
Amy Calhoun
Mark Dabbs
John Elliott
Mike Emery
Lynn Fewkes
Joe Gibson
Kathy Johnson
Daniel Norris
Barb Nunemaker
Bruce Patterson
Esaw Peterson
William Yoder

The Honorable Members of the Justice Committee
Government Center, Room 401
115 East Washington Street
Bloomington, Illinois 61702-2400

Re: Children's Advocacy Center Funding Issues

Dear Justice Committee Members:

I am writing to inform you that the Children's Advocacy Center has received written notification that the contract that we have received on an annual basis for the last fourteen years from the Illinois Department of Children and Family Services will not be renewed as of July 1, 2009. This is a direct result of the state budget crisis that currently exists. The contract totals \$117,578, and is one-quarter of our annual budget of \$514,799.

We realize that the state budget continues to be in negotiation and that circumstances may change. It is for that reason that I am alerting you to this impending issue and not, today, asking for McLean County to take any specific action. I wish for this letter to be informative, and not reactionary. However, if the matter has not been resolved effectively by August 1st, I will be bringing our situation to you and requesting assistance from the county in resolving it, in order to ensure that McLean County's children continue to be effectively served. **Should the budget not be rectified promptly, on September 1st the Children's Advocacy Center will be forced to reduce our services to sexually abused children by 1/3rd, reduce counseling to child sex abuse victims by as much as 100 percent, and terminate 2.5 staff persons unless there is some action.**

As you are certainly aware, the Children's Advocacy Center provides a vast array of services for McLean County children when there has been an allegation of sexual or serious physical abuse. Those services include, but are not limited to, forensic interviewing of children, victim advocacy, free counseling for the victims and their non-offending family members, medical exams for the children when appropriate, and CASA services for children involved in the abuse/neglect courtroom. In 2008 alone, advocacy center staff saw 271 children in McLean County regarding sexual abuse allegations. Our CASA program advocated for 165 children within the foster care system during 2008, supervised the 86 existing community volunteers and trained 17 new ones. All of this was done on a shoestring budget.

The Children's Advocacy Center's budget, is comprised of the following revenue streams:

Staff:
Judy Renner
Executive Director
Mary Whitaker
Margie Jordan
Associate Director
Pam McClure
Sarah Gliege
CASA Case Manager
Susan Thomas
Jacob Walters
Family-Child Advocate
Jo Sipes
Multi-County Coordinator
Kathy Patterson
Administrative Assistant
Sharon Klingman
Crisis Interventionist
Suzanne Geller
Assistant States Attorney

Billie Larkin
Founding Director
Est. 1995

Property Tax Referendum	\$ 136,433
CAC Court Fees	73,026
DCFS—Child Welfare Grant	117,578
Illinois Justice Authority Grant	87,479
Contribution from 501c(3) Child Protection Network	<u>105,283</u>
Total	\$ 514,799

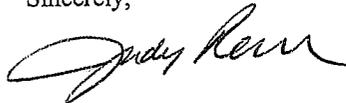


The Honorable Members of the Justice Committee
Page Two
June 30, 2009

I encourage you to consider the significant services we offer to sexually abused and neglected children, as well as to the process of law enforcement investigation and the judicial system through our use of a multi-disciplinary team approach to reduce trauma, and the CASA program. Since opening our doors in 1991, the Center has been involved in well over 3000 investigations of child abuse in McLean County. The CASA program, established in 1996, has trained and supervised over 400 advocates for children thus far. As I am certain you would agree, McLean County, as a whole, has benefited greatly from the development and growth of the services offered through the Children's Advocacy Center and CASA program over the last eighteen years. While our Center enjoys tremendous community support, we may need help to continue in our mission's efforts. We certainly do not wish to be forced to downsize our services to the children of McLean County.

I would like to take this opportunity to thank you for your ongoing support of the McLean County Children's Advocacy Center. I apologize that I will not be in attendance at the July 7th Justice Committee meeting, as I am traveling to Maryland with my sons to bury my mother's ashes. However, if you should have any questions at all, please feel free to contact me directly by cell at (309) 824-0795.

Sincerely,



Judith L. Renner
Executive Director

Enclosure (notification of DCFS contract cancellation)

Pat Quinn
Governor



Erwin McEwen
Director

Illinois Department of Children & Family Services

June 11, 2009

Re: Contract # 2377649010, MCLEAN COUNTY CHILD PROTECTION (CAS)

Dear Provider,

The General Assembly recently approved a "50-percent budget" for fiscal year 2010 that cuts a long list of vital services and programs. This budget falls far short of meeting the statutory obligations and needs of the State, and fails to fulfill our basic commitments to the people of Illinois.

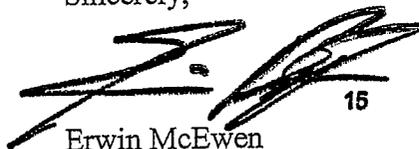
The legislature's "50 percent budget" cuts \$460,451,675 from \$1,337,750,700 from the Illinois Department of Children and Family Services, severely impacting our ability to provide services.

Due to the General Assembly's failure to approve the revenue plan proposed by Governor Quinn, the State of Illinois will no longer be able to afford contract # 2377649010 for Fiscal Year 2010.

Since unveiling his budget proposal in March, Governor Quinn has understood and expressed the consequences of an inadequate budget. While the Governor continues to work with the General Assembly to enact a responsible and balanced budget, we must take steps to operate within the statutory limits of the budget that was approved by the legislature. To contact your legislator, go to www.ilga.gov and click on "legislator lookup."

This letter is to notify you that the Department will not be contracting with you for CHILDRENS ADVOCACY CENTER services under contract # 2377649010.

Sincerely,



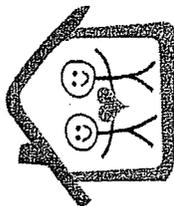
Erwin McEwen
Department of Children and Family Services
Director

Division of Budget and Finance -Office of Contract Administration
406 E. Monroe Street, Station # 455
Springfield, Illinois 62701
Voice / 217-785-3930 FAX 217-782-3796



ACCREDITED • COUNCIL ON ACCREDITATION FOR CHILDREN AND FAMILY SERVICES

McLean County Children's Advocacy Center Monthly Statistics
May, 2009



	2008 INTERVIEWS VIC/OTHER/TOT INT.	1ST. INTERVIEW 2009 MONTH/YTD	JUV. SUSPECT INTERVIEW 2009	SIB/WITNESS INTERVIEW 2009	2ND INTERVIEW 2009	OUT OF COUNTY INTERVIEW 2009	TOTAL MONTHLY INTERVIEWS	YTD TOTALS
JANUARY	10/1/11	12	0	4	0	1	17	17
FEBRUARY	22/6/28	12/24	0	2	0	1	15	32
MARCH	20/6/26	9/33	0	3	0	2	14	46
APRIL	17/11/28	14/47	0	2	2	1	19	65
MAY	21/6/27	11/58	0	0	1	2	14	79
JUNE	15/3/18							
JULY	22/6/28							
AUGUST	22/5/26							
SEPTEMBER	24/6/30							
OCTOBER	14/6/20							
NOVEMBER	12/7/19							
DECEMBER	7/3/10							
YEAR TO DATE TOTALS		58	0	11	3	7	79	79

CAZA Monthly Statistics FY09

	New Children Cases Assigned	Child Cases Closed	Children Awaiting CAZA Assignment	Total Children Served	CAZAs Assigned	Total Number of Assigned CAZAs	Reported CAZA Volunteer Hours	CAZAs Trained	Reports Filed	Court Hearings Attended
January	2	5	0	92	1	41	180.75	0	3	10
February	3	7	2	99	0	40	310.01	0	10	19
March	2	1	0	90	2	41	274.25	0	3	6
April	0	1	0	91	0	40	344.75	0	10	12
May	0	0	0	91	0	40	298.25	in progress	9	19
June										
July										
August										
September										
October										
November										
December										
YTD Totals										

LAW & JUSTICE CENTER
104 West Front Street
Room 404
P.O. Box 2420
Bloomington, IL 61702-2420



DIVISION OFFICES
Criminal: Room 303
888-5320
Divorce/Family: Room 404
888-5305
Civil: Room 404
888-5340
Small Claims: Room 404
888-5330
Traffic: Room 303
888-5310

DON R. EVERHART, JR.
CLERK OF THE CIRCUIT COURT
COUNTY OF McLEAN
(309) 888-5301

TO: The Honorable Chairman and Members of the Justice Committee
Mr. Terry Lindberg, County Administrator

FROM: Don R. Everhart, Jr. *Dr*
McLean County Circuit Clerk

CC: Mr. Pablo Eves, Civil Assistant States Attorney

DATE: June 26, 2009

RE: Bloomington Municipal Credit Union ATM on 3rd floor of Law & Justice Center

Since March 2005, operating under an agreement between the County of McLean and Bloomington Municipal Credit Union (BMCU), BMCU has provided and maintained an automated teller machine (ATM) on the 3rd floor of the Law & Justice Center.

Attached for your review and consideration is a new agreement with BMCU. Mr. Pablo Eves, Civil Assistant States Attorney, reviewed the agreement and found it to be consistent with County requirements

Under the new agreement, the County would no longer be required to pay BMCU one hundred dollars (\$100.00) per month for the ATM. The POTS line, a phone line for the ATM, would continue to be the County's responsibility. Currently, the POTS line fee is thirty dollars (\$30) per month.

As Circuit Clerk, I recommend and request approval of this agreement.

Thank you.

Respectfully,

Don R. Everhart, Jr.
Don R. Everhart, Jr.

ATM Machine Agreement By and Between
The County of McLean and Bloomington Municipal Credit Union

WHEREAS, The County of McLean, PO Box 2400, Bloomington, Illinois 61702-2400, a body corporate and politic, (hereinafter referred to as "COUNTY"), and Bloomington Municipal Credit Union, 602 South Gridley, Bloomington, Illinois, (hereinafter referred to as "BMCU") hereby enter into an agreement to provide an ATM machine to be located on the third floor of the McLean County Law & Justice Center, 104 West Front Street, Bloomington, Illinois.

Now, therefore, it is expressly agreed by the parties as follows:

1. This agreement shall commence on August 1, 2009, and shall terminate on June 30, 2011.
2. BMCU shall purchase and retain the ownership of said ATM machine.
3. BMCU shall be financially responsible for the maintenance and all security of the ATM machine.
4. BMCU shall provide the onsite service and maintenance and maintain the cleanliness of the ATM machine.
5. BMCU will replenish and provide the necessary cash on an as needed basis.
6. COUNTY will install and be financially responsible for the single telephone line otherwise known as plain old telephone service ("POTS") required for the BMCU ATM machine.
7. COUNTY shall provide in-house marketing signage at various locations in the building at COUNTY's discretion.
8. COUNTY assumes no responsibility for the ATM machine specifically including, but not limited to, theft, damage, usage delays regarding phone or data lines, lost cash, incorrect

withdrawals, power outages, any ATM malfunction, customer complaints, lost or stolen ATM cards or ATM supplies, or compliance with any ATM regulatory body or banking institution requirements.

INDEMNIFICATION

To the extent permitted by applicable law, BMCU agrees to indemnify and hold harmless COUNTY from and against any loss, damages, liability, claims or injury resulting from any negligence, illegal acts or omissions performed in connection with this Agreement. BMCU's insurance and bond will cover the ATM machine, cash within, and the transporting of said cash, and shall list COUNTY and all its officers, officials, agents and employees as an additional insured and hold COUNTY harmless from all liability, public or private.

SURCHARGE/TRANSACTION FEE

All transactions conducted with the use of a BMCU ATM/debit card will not be assessed a surcharge fee. BMCU will assess a surcharge fee of \$3.00 per transaction for all foreign transactions. A foreign transaction involves a foreign fee which is paid to an ATM/debit card issuing bank for using an out-of-network ATM (a foreign ATM). BMCU will retain all the fee income.

APPLICABLE LAW

This Agreement shall be governed by and interpreted in accordance with the laws of the State of Illinois. All relevant provisions of the Laws of the State of Illinois applicable hereto and required to be reflected or set forth herein are incorporated by reference. Venue for any court action in connection with this Agreement shall be in the Circuit Court of the 11th Judicial Circuit, Bloomington, McLean County, Illinois.

MODIFICATION OF AGREEMENT

Amendments to this agreement may be made from time to time by mutual consent of the parties.

The parties hereto mutually agree that the foregoing constitutes all of the agreements between the parties and in witness whereof the parties have affixed their respective signatures on the dates indicated below.

IN WITNESS WHEREOF, the parties hereto have executed this agreement by their respective officers, thereunto duly authorized at Bloomington, Illinois, this ____ day of _____ 2009.

APPROVED:

BY: _____ Date _____
Chief Executive Officer
Bloomington Municipal Credit Union

BY: _____ Date _____
Don R. Everhart, Jr.
McLean County Circuit Court Clerk

BY: _____ Date _____
Matt Sorensen, Chairman,
McLean County Board

ATTEST:

BY: _____ Date _____
Peggy Ann Milton, Clerk of the County
Board of McLean County, IL

REPORT A
ACTIVITY OF ALL CIVIL CASES
DURING THE MONTH OF MAY 2009
IN THE CIRCUIT COURT OF THE 11th JUDICIAL CIRCUIT
McLEAN COUNTY

CATEGORY	BEGIN PENDING	CODE	NEW FILED	REINSTATED	DISPOSED	END PENDING 2009	END PENDING 2008
Adoption	33	AD	8	0	5	36	29
Arbitration	239	AR	70	6	83	232	256
Chancery	376	CH	21	0	63	334	340
Dissolution of Marriage	496	D	60	1	34	523	455
Eminent Domain	0	ED	0	0	0	0	0
Family	307	F	45	3	38	317	293
Law => \$50,000 - Jury	308	L	4	0	8	304	307
Law = > \$50,000 - Non-Jury	245	L	7	0	33	219	207
Law = < \$50,000 - Jury	2	LM	0	0	0	2	2
Law = < \$50,000 - Non-Jury	214	LM	61	4	75	204	210
Municipal Corporation	0	MC	0	0	0	0	0
Mental Health	11	MH	20	0	21	10	10
Miscellaneous Remedy	204	MR	28	0	26	206	164
Order of Protection	15	OP	27	0	25	17	26
Probate	1,295	P	29	0	10	1,314	1,171
Small Claim	909	SC	157	15	252	829	809
Tax	9	TX	0	0	0	9	8
TOTAL CIVIL	4,663		537	29	673	4,556	4,287

REPORT B
 ACTIVITY OF ALL CRIMINAL CASES
 DURING THE MONTH OF MAY 2009
 IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
 McLEAN COUNTY

	BEGIN PENDING	CODE	NEW FILED	NO. OF DEFTS. NEW	REINSTATED	DISPOSED	END PENDING 2009	END PENDING 2008
CONTEMPT OF COURT	4	C.C.	3	3	0	1	6	3
CRIMINAL FELONY	754	CF	78	78	1	116	717	932
CRIMINAL MISDEMEANOR	1,037	CM	226	226	2	202	1,063	982
TOTAL CRIMINAL	1,795		307	307	3	319	1,786	1,917

REPORT C
 ACTIVITY OF ALL JUVENILE CASES
 DURING THE MONTH OF MAY 2009
 IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
 McLEAN COUNTY

CATEGORY	BEGIN PENDING	CODE	NEW FILED	NO. OF DEFTS. NEW	REINSTATED	DISPOSED	END PENDING 2009	END PENDING 2008
JUVENILE	9	J	0	0	0	0	9	8
JUVENILE ABUSE & NEGLECT	403	JA	16	16	0	12	407	447
JUVENILE DELINQUENT	249	JD	14	14	1	5	259	207
TOTAL JUVENILE	661		30	30	1	17	675	662

REPORT D
ACTIVITY OF ALL DUI/TRAFFIC/CONSERVATION/ORDINANCE CASES
DURING THE MONTH OF MAY 2009
IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
McLEAN COUNTY

CATEGORY	BEGIN PENDING	CODE	NEW FILED	REINSTATED	DISPOSED	ADJUST	END PENDING 2009	END PENDING 2008
CONSERVATION VIOLATION	15	CV	16	19	24	0	26	24
DRIVING UNDER THE INFLUENCE	429	DT	82	0	49	0	462	576
ORDINANCE VIOLATION	593	OV	188	0	154	0	627	830
TRAFFIC VIOLATION	11,185	TR	4,206	99	4,337	0	11,153	16,597
TOTALS:	12,222		4,492	118	4,564	0	12,268	18,027

REPORT F
DISPOSITION OF DEFENDANTS CHARGED WITH FELONIES (1)
DURING THE MONTH OF MAY 2009
IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
MCLEAN COUNTY

NOLLE	S.O.L.	NOT CONVICTED					CONVICTED			TOTAL DEFENDANTS DISPOSED OF
		REDUCED TO MISDEMEANOR	DISMISSED	OTHER (2) ****	ACQUITTED BY		GUILTY PLEA	BENCH TRIAL	JURY TRIAL	
					BENCH TRIAL	JURY TRIAL				
17	0	1	3	7	0	1	84	2	1	116

(1) NOT NECESSARILY DIFFERENT DEFENDANTS

(2) INCLUDES COURT ACTION: NO BILL, TRANSFERRED/NO JURISDICTION, DEATH SUGGESTED/CAUSE ABATED, UNFIT TO STAND TRIAL, SEXUALLY DANGEROUS, TRANSFERS TO WARRANT CALENDAR, AND EXTRADITION PROCEEDING FILED AS A FELONY.

****TRANSFERS TO WARRANT CALENDAR

REPORT G
 SENTENCE OF DEFENDANTS CHARGED WITH FELONIES
 DURING THE MONTH OF MAY 2009
 IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
 McLEAN COUNTY

TOTAL NUMBER OF DEFENDANTS CONVICTED OF FELONIES BY GUILTY PLEA, BENCH TRIAL,
 AND JURY TRIAL (FROM REPORT F). THIS TOTAL MUST EQUAL THE NUMBER OF FELONY
 SENTENCES ON THE FELONY SENTENCE TABLE BELOW

TOTAL NUMBER OF CONVICTED FELONIES: 87

FELONY SENTENCE TABLE

	CLASS M	CLASS X	CLASS 1	CLASS 2	CLASS 3	CLASS 4	TOTALS
1. DEATH	0	0	0	0	0	0	0
2. LIFE	0	0	0	0	0	0	0
3. IDOC	0	3	10	9	10	20	52
4. PROBATION	0	0	2	4	5	20	31
5. OTHER	0	0	0	0	0	4	4
TOTALS:	0	3	12	13	15	44	87

REPORT H
ORDERS OF PROTECTION ISSUED
DURING THE MONTH OF MAY 2009
IN THE CIRCUIT COURT OF THE 11TH JUDICIAL CIRCUIT
McLEAN COUNTY

	<u>EMERGENCY</u>	<u>INTERIM</u>	<u>PLENARY</u>
DIVORCE	6	1	0
FAMILY (OP)	16	0	10
CRIMINAL	11	0	8
TOTAL:	33	1	18

COURT SERVICES ADULT/JUVENILE DIVISION STATISTICS

ADULT DIVISION

7 Officer Division –
Total caseload **754** (790 last month)
Average caseload per officer **108** (113 last month)

Presentence Reports Completed (3 officer unit) **25** (30 last month)
60 reports pending

Intakes completed (1 officer) **36** (61 last month)

DRIVING UNDER THE INFLUENCE UNIT (Adult)

1 person unit with a maximum caseload of 40

Total Caseload – **79** (81 last month)

INTENSIVE PROBATION UNIT ADULT

2 person unit with a maximum caseload of 40

Total Caseload – **49** (47 last month)

COMMUNITY SERVICE PROGRAM

Total Caseload **Adult** – **635** (636 last month)
Total Hours Completed **Adult** – 9375 (\$72,656 Symbolic Restitution \$7.75)
May New Hours ordered – 13,290
Total new intakes – 81 (Felony, Misd, DUI, Traffic, Ordinance)

DOMESTIC VIOLENCE PROGRAM

2 person unit

Total Probation Caseload – 96 (99 last month)
Intakes for month of May -19

PRETRIAL RELEASE PROGRAM

2 person unit

Total number bond reports submitted – 17 (20 last month)
Total number of defendants released -10 (13 last month)
Total number of defendants supervised – 37 (39 last month)

DRUG COURT

2 person unit

Total number in program – **41** active (35 last month)
Total number of screenings from state received in May: 8
Total accepted in month of May: **3**

May 09

JUVENILE DIVISION

4 Officer Division

Total Caseload – **182** (172 last month)

Average caseload per officer **46** (43 last month)

Social History Reports Completed – **10** (9 last month)

EARLY INTERVENTION PROBATION

2 Person unit with a maximum caseload of 30

Total caseload – 27 (last month 27)

Social History Reports – 2 (last month 10)

INTENSIVE PROBATION UNIT JUVENILE

1 1/2 person unit with a maximum caseload of 15

Total Caseload – **14** (15 last month)

JUVENILE INTAKE

2 person unit

Total Preliminary Conferences – 19 (25 last month)

Total Caseload Informal Probation – 33 (37 last month)

Total Intake Screen Reports (juvenile police reports received) 151 (164 last month)

EXTENDED DAY PROGRAM

2 person unit

Total youth placed in program for month: **2**

Total youth released from program for month: **5**

Total youth in program beginning May: **17**

COMMUNITY SERVICE PROGRAM

Total Caseload Juvenile – **85** (84 last month)

Total Hours Completed – 237 (\$1,837 Symbolic Restitution \$7.75)

May New Hours ordered – 280

Total new intakes – 6 (Delinquency, Traffic, Ordinance)

2009
**JUVENILE DETENTION CENTER
 MCLEAN COUNTY**

	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Cannabis Trafficking over 5000g	0	0	0	0	1							
IDJJ	1	0	0	0	0							
Intimidation	0	0	0	0	0							
Manufacture & Delivery Look A-like Substance	0	0	0	1	0							
Mob Action	0	0	0	1	0							
Probation Violation	0	1	0	0	1							
Request for Apprehension	0	1	0	0	0							
Residential Burglary	1	0	0	2	1							
Strong Arm Robbery	1	0	0	0	0							
Theft to Motor Vehicle	0	2	0	0	0							
Unlawful Use of Weapons	2	0	0	0	0							
Residence fo Minors Detained												
Bloomington	15	6	11	14	18							
Normal	1	1	1	0	3							
Chenoa	0	0	0	0	1							
Chicago	0	0	0	1	0							
Farmer City	2	0	0	0	0							
Leroy	1	2	1	2	0							
Lexington	0	0	0	1	1							
Texas	0	0	0	0	1							
Average Daily Population	7	6.9	8.3	11.8	13.5							
Average Daily Population:YTD	7	7	7.4	8.5	9.5							
Number of Days in Detention	216	194	256	353	417							
Revenue:	0	0	0	0	0							

2009
 Juvenile Detention Center

	Out of County											
	Jan	Feb	Mar	Apr	May	Jun	Jul	Aug	Sep	Oct	Nov	Dec
Resisting Arrest	0	1	0	0	0	0						
Unlawful Use of Weapons	1	0	0	0	0							
Residence of Minors Detained												
Bureau	0	0	0	1	0	0						
DeWitt	1	0	0	0	1	0						
Ford	0	0	0	1	0	1						
IDJJ	0	0	0	1	0	0						
Livingston	1	3	1	1	9	4						
Logan	1	3	2	4	7							
Macon	3	1	0	0	0							
Tazewell	0	0	0	0	1							
Woodford	0	2	1	0	2							
Average Daily Population	2.4	3.4	2.9	2.9	7.1	6.9						
Average Daily Population:YTD	2.4	2.9	2.9	4	4.5							
Number of Days in Detention	75	96	91	213	213							
Revenue:	6690	7050	7250	17690	17640							

JURY STATISTICS FOR JUNE 2009

JUDGES ON SCHEDULE: COSTIGAN
 FOLEY
 FREITAG
 LAWRENCE
 PRALL
 REYNARD

TOTAL CASES: 10

CF 7

CM 2

L 1

JURIES CALLED IN: 18 SENT HOME: 8 (44%) TRIALS WENT: 10

ANALYSIS

JUDGE	CASE	RESULT
COSTIGAN	09 CM 747	NOT GUILTY
FREITAG	07 CF 96 09 CF 75	PLEA AFTER JURY SELECTION GUILTY -2 cts; NOT GUILTY - 2 cts.
FOLEY	09 CM 15	PLEA AFTER JURY SELECTION
LAWRENCE	93 CF 505 08 CF 1165 08 CF 1277) 08 DT 717)	DEFENDANT REMAINS A SEXUALLY DANGEROUS PERSON GUILTY GUILTY GUILTY-2 cts; NOT GUILTY - 1 ct.
PRALL	05 L 31	FOR DEFENDANT
REYNARD	08 CF 1051 09 CF 107	GUILTY GUILTY
TOTAL CASES YTD:	69 (2009)	71(2008) 69(2007)

**Comparative Jury Trial Statistics
Number of Trials Conducted**

Month:	2009	2008	2007	2006	2005
Jan.	14	11	13	11	7
Feb.	12	7	8	11	8
Mar.	12	13	14	5	7
Apr.	10	13	15	8	8
May	10	13	9	10	7
June	10 68	14 71	10 69	12	10
July		16	10	14	7
Aug.		10	11	13	4
Sept.		8	17	16	12
Oct.		12	7	5	5
Nov.		11	7	12	7
Dec.		8	7	10	9
Totals		136	128	127	91

JUROR UTILIZATION REPORT

YEAR ENDING 2009

	Jan	Feb	Mar	Apr	May	June
Sets called in:	19	25	20	13	18	18
Sets sent home:	5	13	8	3	8	8
Sets to trials:	14	12	12	10	10	10
% Sent home	26%	52%	40%	23%	44%	44%

July Aug Sept Oct Nov Dec

Sets called in:

Sets sent home:

Sets to trials:

% Sent home:

2ndQuarter Recap

Sets called in:	113
Sets sent home:	45
Sets to trial:	68
Total % Sent Home:	40%

ATM Machine Agreement By and Between
The County of McLean and Bloomington Municipal Credit Union

WHEREAS, The County of McLean, PO Box 2400, Bloomington, Illinois 61702-2400, a body corporate and politic, (hereinafter referred to as "COUNTY"), and Bloomington Municipal Credit Union, 602 South Gridley, Bloomington, Illinois, (hereinafter referred to as "BMCU") hereby enter into an agreement to provide an ATM machine to be located in the lobby of the McLean County Sheriff's Department, 104 West Front Street, Bloomington, Illinois.

Now, therefore, it is expressly agreed by the parties as follows:

1. This agreement shall commence on July 1, 2009, and shall terminate on December 31, 2009.
2. BMCU shall purchase and retain the ownership of said ATM machine.
3. BMCU shall be financially responsible for the maintenance and all security of the ATM machine.
4. BMCU shall provide the onsite service and maintenance and maintain the cleanliness of the ATM machine.
5. BMCU will replenish and provide the necessary cash on an as needed basis.
6. COUNTY will install and be financially responsible for the single telephone line otherwise known as plain old telephone service ("POTS") required for the BMCU ATM machine.
7. COUNTY shall provide in-house marketing signage at various locations in the building at COUNTY's discretion.
8. COUNTY assumes no responsibility for the ATM machine specifically including, but not limited to, theft, damage, usage delays regarding phone or data lines, lost cash, incorrect

withdrawals, power outages, any ATM malfunction, customer complaints, lost or stolen ATM cards or ATM supplies, or compliance with any ATM regulatory body or banking institution requirements.

INDEMNIFICATION

To the extent permitted by applicable law, BMCU agrees to indemnify and hold harmless COUNTY from and against any loss, damages, liability, claims or injury resulting from any negligence, illegal acts or omissions performed in connection with this Agreement. BMCU's insurance and bond will cover the ATM machine, cash within, and the transporting of said cash, and shall list COUNTY and all its officers, officials, agents and employees as an additional insured and hold COUNTY harmless from all liability, public or private.

SURCHARGE/TRANSACTION FEE

All transactions conducted with the use of a BMCU ATM/debit card will not be assessed a surcharge fee. BMCU will assess a surcharge fee of \$3.00 per transaction for all foreign transactions. A foreign transaction involves a foreign fee which is paid to an ATM/debit card issuing bank for using an out-of-network ATM (a foreign ATM). BMCU will retain all the fee income.

APPLICABLE LAW

This Agreement shall be governed by and interpreted in accordance with the laws of the State of Illinois. All relevant provisions of the Laws of the State of Illinois applicable hereto and required to be reflected or set forth herein are incorporated by reference. Venue for any court action in connection with this Agreement shall be in the Circuit Court of the 11th Judicial Circuit, Bloomington, McLean County, Illinois.

MODIFICATION OR TERMINATION OF AGREEMENT

The parties hereto mutually agree that this agreement will be in effect for a period of 6 months and then on a monthly basis thereafter until a new contract is signed, or unless either party terminates the agreement upon 30 days written notice to the other party.

Amendments to this agreement may be made from time to time by mutual consent of the parties.

The parties hereto mutually agree that the foregoing constitutes all of the agreements between the parties and in witness whereof the parties have affixed their respective signatures on the dates indicated below.

IN WITNESS WHEREOF, the parties hereto have executed this agreement by their respective officers, thereunto duly authorized at Bloomington, Illinois, this ____ day of _____ 2009.

APPROVED:

BY: _____ Date _____
Chief Executive Officer
Bloomington Municipal Credit Union

BY: _____ Date _____
Mike Emery, Sheriff of McLean County

BY: _____ Date _____
Matt Sorensen, Chairman,
McLean County Board

ATTEST:

BY: _____ Date _____
Peggy Ann Milton, Clerk of the County
Board of McLean County, IL

MCDF Average Population
By Month 2008/2009

Month	July	August	Sept	October	November	December	January 2009	February	March	April	May	June	Average
Daily Total	286.55	281.19	277.23	286.39	279.57	247.35	248.39	245.43	241.23	230.23	227.68	221.28	256.04
In House	216.19	214.55	214.80	216.61	211.20	208.29	222.97	218.11	215.58	215.33	216.42	210.07	215.01
Female	43.42	34.68	31.50	26.32	26.83	23.23	30.00	30.21	28.45	27.87	26.29	26.07	29.57
Male	243.13	246.52	245.03	260.06	252.73	224.13	218.29	215.21	212.77	202.47	201.00	196.03	226.45
Spec Needs Female	7.71	5.97	5.60	4.74	6.30	6.55	5.87	4.68	7.00	7.20	6.48	6.14	6.19
Spec Needs Male	18.00	18.06	19.57	22.00	18.10	14.97	19.61	17.11	17.81	15.33	15.23	16.55	17.70
Str Sent Female	7.23	8.10	9.17	8.65	10.17	10.45	15.94	12.43	9.48	6.30	4.16	9.86	9.33
Str Sent Male	37.58	40.29	42.10	50.55	50.80	47.10	52.97	50.82	54.26	45.77	40.65	41.93	46.24
Weekender Work Rel Female	6.35	5.16	1.90	1.81	1.70	0.13	0	2.39	4.13	5.67	5.45	5.00	3.31
Weekender Work Rel Male	34.10	36.10	34.23	37.74	41.17	28.52	22.74	26.57	25.74	19.77	13.23	16.86	28.06
Other Fac Female	8.13	3.52	1.03	1.00	.17	0	0	2.36	0	0.00	0.00	0.00	1.35
Other Fac Male	38.32	40.58	43.10	44.26	43.83	21.94	12.67	12.11	13.81	3.93	4.10	0.00	23.22

MCDF Average Population
By Month 2009

Month	January	February	March	April	May	June	July	August	Sept	October	Nov	Dec	Average
Daily Total	248.39	245.43	241.23	230.23	227.68	221.28							235.71
In House	222.97	218.11	215.58	215.33	216.42	210.07							216.41
Female	30.00	30.21	28.45	27.87	26.29	26.07							28.15
Male	218.29	215.21	212.77	202.47	201.00	196.03							207.63
Spec Needs Female	5.87	4.68	7.00	7.20	6.48	6.14							6.23
Spec Needs Male	19.61	17.11	17.81	15.33	15.23	16.55							16.94
Str Sent Female	15.94	12.43	9.48	6.30	4.16	9.86							9.70
Str Sent Male	52.97	50.82	54.26	45.77	40.65	41.93							47.73
Weekender Work Rel Female	0	2.39	4.13	5.67	5.45	5.00							3.77
Weekender Work Rel Male	22.74	26.57	25.74	19.77	13.23	16.86							20.82
Other Fac Female	0	2.36	0.00	0.00	0.00	0.00							0.39
Other Fac Male	12.67	12.11	13.81	3.93	4.10	0.00							7.77

**An EMERGENCY APPROPRIATION Ordinance
Amending the McLean County Fiscal Year 2009
Combined Annual Appropriation and Budget Ordinance
General Fund 0001, Coroner's Office 0031**

WHEREAS, the McLean County Board, on November 18, 2008 adopted the Combined Annual Appropriation and Budget Ordinance, which sets forth the revenues and expenditures deemed necessary to meet and defray all legal liabilities and expenditures to be incurred by and against the County of McLean for the 2009 Fiscal Year beginning January 1, 2009 and ending December 31, 2009; and,

WHEREAS, the Combined Annual Appropriation and Budget Ordinance includes the operating budget for the Coroner's Department 0031; and,

WHEREAS, during the 2008 Fiscal Year, the Coroner's Office received a grant of funds in the amount of \$4,415.00 from the Death Certificate Surcharge Fund and provides that funds may be used to purchase equipment for the Coroner's Office; and,

WHEREAS, pursuant to 410 ILCS 535/25.5, Department of Public Health Death Certificate Surcharge Fund Grants must be used by local county coroners and medical examiners or officials charged with the duties set forth under Division 3-3 of the Counties Code, who have a different title, for equipment and lab facilities purposes only; and,

WHEREAS, the Coroner's Office was not able to complete this grant funded expenditure during the 2008 Fiscal Year and now seeks approval to amend the 2009 Fiscal Year Combined Annual Appropriation and Budget Ordinance in order to appropriate the 2008 grant funds and recognize the expenditure incurred in the 2009 Fiscal Year; and,

WHEREAS, since the 2008 grant funds were not expended during the 2008 Fiscal Year, the 2008 Funds, as of December 31, 2008, have been added to fund balance in the General Fund; and,

WHEREAS, the Justice Committee, at its regular meeting on Tuesday, July 7, 2009, approved and recommended to the County Board an Emergency Appropriation Ordinance to recognize the receipt and expenditure of the 2008 Death Certificate Surcharge Fund grant funds; now therefore,

BE IT ORDAINED by the McLean County Board as follows:

1. That the County Auditor is directed to add to the appropriated budget of the General Fund 0001, Coroner's Office Department 0031 the following revenue:

Unappropriated Fund Balance	
0001-0031-0038-0400.0000	<u>\$ 4,415.00</u>

(2)

2. That the County Auditor is directed to add to the appropriated budget of the General Fund 0001, Coroner's Office Department 0031 the following expenditures:

Clothing 0001-0031-0038-0601.0001	<u>\$ 815.00</u>
Operational/Office Supplies 0001-0031-0038-0620.0001	<u>\$ 400.00</u>
Non-Major Equipment 0001-0031-0038-0621.0001	<u>\$ 500.00</u>
Software License/Maintenance Agreements 0001-0031-0038-0750.0004	<u>\$ 2,700.00</u>

3. That the County Clerk shall provide a certified copy of this ordinance to the Coroner, County Administrator, County Auditor, and the County Treasurer.

ADOPTED by the County Board of McLean County this 21st day of July, 2009.

ATTEST:

APPROVED:

Peggy Ann Milton, Clerk of the County Board,
McLean County, Illinois

Matt Sorensen, Chairman
McLean County Board

EA_COR_DCSFUND06292009.JUS

**Office of the Coroner
McLean County
MAY 2009 REPORT**

	MAY 2009	MAY 2008	TYTD 2009	LYTD 2008
<i>Cases</i>	72	85	381	412
<i>Autopsies</i>	5	8	52	52
<i>Out/County Autopsies</i>	19	23	98	90
<i>Inquests</i>	0	4	1	8
<i>Coroner Rule</i>	4	5	22	26

BUDGET

ACTUAL REVENUE

<i>Copy Fees</i>	\$ 5,000.00	\$ 3,623.00
<i>Morgue Fee</i>	35,250.00	12,640.00
<i>Reim/Services</i>	250.00	630.00
<i>Paid to Facil. Mgt/Morgue Clean</i>	-0-	4,146.00

DEATH INVESTIGATIONS THAT INCLUDE AUTOPSY AND FOLLOW-UP

Traffic Crash – 2

Medical/Sudden death – 1

Homicide – 0

Other (pending tox. & autopsy results and/or inquest ruling) – 6 (4 - no autopsy)

OPEN DEATH INVESTIGATIONS

Traffic Crash – 3 *Homicide* – 0

Medical/Sudden death – 1

Other/Pending - 10

McLean County State's Attorney's Office 2009 Case Load Report

Jan. Feb. Mar. April May June July Aug. Sept. Oct. Nov. Dec. **2009 YTD** **2008 YTD** **2008 Total** **2009 Projected**

CRIMINAL

Felony	65	85	124	112	71	98										555	696	1,419	1,113
Misdemeanor	159	169	256	193	191	242										1210	1304	2,793	2,427
Asset Forfeiture	23	18	20	10	20	15										106	71	132	213
Mental Health	15	12	20	29	21	25										122	69	172	245
Family Totals	29	51	92	66	62	86										386	334	687	774
Family	15	33	64	35	38	49										234	211	429	469
Order of Protection	14	18	28	31	24	37										152	123	258	305
Juvenile Totals	9	11	23	33	23	31										130	167	309	261
Juvenile	1	0	0	0	0	0										1	1	3	2
Juvenile Abuse	5	6	18	22	16	15										82	93	151	164
Juvenile Delinquency	3	5	5	11	7	16										47	73	155	94
Traffic Totals	1,719	2,420	3,486	2,559	3,275	3,525										16,984	16,948	33,170	34,061
Traffic	1,646	2,344	3,374	2,483	3,195	3,430										16,472	16,489	32,289	33,035
DUI Traffic	73	76	112	76	80	95										512	459	881	1027

CHILD SUPPORT

Paternity cases filed	5	5	12	11	2	13										48	52	90	96
Paternity cases established	6	2	8	4	6	4										30	44	80	60
Paternities excluded	0	0	0	0	0	0										0	16	22	0
Support Orders entered	62	53	64	83	93	91										446	487	929	894
Modification proceedings filed	28	31	29	29	24	22										163	103	214	327
Modification proceedings adjudicated	19	20	29	27	24	29										148	106	177	297
Enforcement actions filed	59	0	82	60	0	59										260	342	610	521
Enforcement actions adjudicated	77	73	80	108	111	111										560	653	1,225	1,123
Hearings set before Hearing Officer	84	81	97	97	75	97										531	465	963	1,065
Orders prepared by Hearing Officer	84	81	97	97	94	97										550	452	938	1,103

2009 Projected = (2009 YTD/Day of Year) x 365 Days

n/c= not calculable

ASSET FORFEITURE FUND

STATEMENT OF REVENUE, EXPENDITURES AND FUND BALANCE

June 30, 2009

STATE'S ATTORNEY:

Beginning Balance 12/31/2008	\$ -10,713.39
(Reflects \$80,000 transfer to General Fund 12/31/02)	
(Reflects \$30,000 transfer to General Fund 12/31/03)	
Revenue	<u>19,775.95</u>
Total Funds Available	\$ 9,062.56
Expenditures	<u>2,915.94</u>
Fund Balance 06/30/2009	\$ 6,146.62

SHERIFF:

Beginning Balance 12/31/2008	\$ 39,183.42
Revenue	<u>9,472.99</u>
Total Funds Available	\$ 48,656.41
Expenditures	<u>24,884.73</u>
Fund Balance 06/30/2009	\$ 23,771.68

TOTAL FUND BALANCE	June 30, 2009	\$ 29,918.30
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